

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
CHARLESTON DIVISION

NAUTILUS INSURANCE COMPANY, )  
Plaintiff, ) August 15, 2023  
 )  
- versus- ) 2: 22-1307  
 )  
 ) Charleston, SC  
RICHARD ALEXANDER MURDAUGH, )  
SR. , CORY FLEMING, MOSS & )  
KUHN, PA, CHAD WESTENDORF, )  
PALMETTO STATE BANK, )  
Respondents. )

## TRANSCRIPT OF STATUS CONFERENCE

BEFORE THE HONORABLE RICHARD M. GERGEL  
UNITED STATES DISTRICT JUDGE, presiding

## APP E A R A N C E S:

For the Plaintiff: JAAN G. RANNIK, ESQ.  
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For Respondent Palmetto State Bank:

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For Intervenor Satterfield and Harriott:

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1 Amendment immunity left after that. So we'll give you the  
2 time to do it. And whatever schedule we have, if you  
3 encounter problems, I want to give you a chance to do your  
4 best. Some people may just -- who aren't charged can  
5 assert the Fifth and you can't make them testify. For  
6 those who are parties to this case, in a civil case that's  
7 an inference against the witness.

8 Let me turn, if I -- so, basically, what I'm  
9 doing is I'm granting the motion to amend and moot all  
10 those motions. They are denied without prejudice as moot  
11 all to be raised again, if necessary.

12 There is this motion by Mr. Murdaugh that the  
13 Satterfields are a necessary party. Mr. Barber, is that  
14 your idea?

15 MR. BARBER: Well, Your Honor, that is our  
16 position is that there's a judgment against him for  
17 stealing the exact same money that Nautilus says, no, was  
18 in fact stolen from us and not them.

19 THE COURT: Yeah. The problem here is a  
20 plaintiff is the master of his complaint. Okay? He gets  
21 to choose who he sues. And I don't think it's a necessary  
22 party and I'm going to deny your motion. And I don't --  
23 and I think Mr. Murdaugh's role in this is a kind of  
24 dubious voice for this issue anyway. But, you know, if  
25 Nautilus wanted to pursue that, that's something Nautilus